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Attorneys for Defendant

DIAGEO AMERICAS SUPPLY, INC.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

MAMADOU M'BAYE,
INDIVIDUALLY AND ON BEHALF
OF ALL OTHERS SIMILARLY
SITUATED,

Plaintiff,

v.

DIAGEO AMERICAS SUPPLY, INC.
D.B.A. THE BULLEIT DISTILLING
CO.,

Defendant.

CASE NO.: 15-CV-1216-L-BGS

JOINT MOTION TO DISMISS CASE

[NO HEARING REQUIRED]

Complaint Filed: June 1, 2015

1 Plaintiff Mamadou M'Baye, individually and on behalf of others similarly-
2 situated, and Defendant Diageo Americas Supply, Inc. d.b.a. The Bulleit Distilling
3 Company ("Defendant"), jointly move the Court, pursuant to Federal Rule of Civil
4 Procedure 41(a)(1), for an order dismissing all of Plaintiff's individual claims with
5 prejudice against Defendant, and without prejudice as to any claims of absent putative
6 class members. Each party is to bear its own attorneys' fees and costs.

7 Respectfully submitted,

8
9 DATED: October 18, 2016

KAZEROUNI LAW GROUP, APC

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11 By: /s/ Abbas Kazerounian

12 Abbas Kazerounian, Esq.

13 Andrei Armas, Esq.

14 Attorneys for Plaintiff

15 Mamadou M'Baye

16
17 **HUNTON & WILLIAMS LLP**

18
19 By: /s/ Ann Marie Mortimer

20 Ann Marie Mortimer

21 Attorneys for Defendant

22 Diageo Americas Supply, Inc. d.b.a.

23 The Bulleit Distilling Co.

ECF ATTESTATION

The filing attorney attests that he has obtained concurrence regarding the filing of this document from the signatories to this document.

Dated: October 18, 2016

/s/ Abbas Kazerounian
Abbas Kazerounian